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OGC Has Reviewed

13 February 1947

MEMORANDUM FOR: GENERAL COUNSEL

FROM: EXECUTIVE FOR PERSONNEL AND ADMINISTRATION

1. The attached project was submitted to the Projects Review Committee who requested that I obtain a statement as to the legality of expenditures contemplated under this proposed project.

2. Will you please give me your legal opinion and return as soon as possible so that the project may be resubmitted to the Projects Review Committee.

25X1A



Colonel, AGD
Executive for Personnel
and Administration

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Travel Expense
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6 February 1947

MEMORANDUM FOR CHIEF, SPECIAL FUNDS SECTION

Subject: Travel at Government Expense *Quinn*

1. Reference is made to your memorandum to this office, dated 4 February 1947, raising certain questions concerning travel and transportation of family and household effects at Government expense of an individual who was transferred from another Government agency outside of Washington to this agency for duty in Washington.

2. You are advised that Public Law 600, 79th Congress, 2nd Session, approved 2 August 1946, contains the basic authority for the Government to bear the expenses of travel and transportation of the immediate family of an employee, including household goods and personal effects, where the employee is transferred from one official station to another, including transfer from one department to another, for permanent duty. This provision of Public Law 600 became effective 1 November 1946. This Act authorizes the President to issue certain regulations governing the payment of such travel and transportation expenses. Executive Order 9805, issued 25 November 1946, and effective 1 November 1946, prescribes these regulations. Section 4 of this Order deals with the payment of expenses. This Section provides in effect that the travel and transportation expenses allowable under the regulations, when authorized in the Order directing travel by an authorized official, shall be paid in the case of transfer from one official station to another, including transfer from one department to another, for permanent duty, but in no case in which the transfer is made primarily for the convenience or benefit of the employee or at his request. Section 4 further prescribes that, in the case of transfer from one department to another, such expenses shall be paid from the funds of the department to which the employee is transferred.

3. Accordingly, Special Funds is authorized to pay expenses of this nature in accordance with regulations prescribed in Executive Order 9805. It would appear that

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Chief, Special Funds Section

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there will be few, if any, cases involving the Office of Special Operations, inasmuch as employees of S.O. on un-vouchered funds normally will be dispatched overseas. However, there may be a few cases arising in the Office of Operations. We shall be glad to answer any questions you may have, or questions of your Certifying Officers concerning the propriety of paying such expenses when cases of this nature arise.

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Assistant General Counsel

JSW:mbt

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